

UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH CAROLINA

Matthew Major,)	C/A No.: 5:14-cv-04189-MGL-KDW
)	
)	
Plaintiff,)	
)	
v.)	Report and Recommendation
)	
Major Mr. Norris, Cpt. Joyce Brunson, and)	
Cpl Eli,)	
)	
Defendants.)	
)	

Plaintiff, proceeding pro se and *in forma pauperis*, brought this action alleging violations of his constitutional rights pursuant to 42 U.S.C. § 1983. On March 13, 2015, Defendants filed a Motion for Summary Judgment. ECF No. 25. As Plaintiff is proceeding pro se, the court entered an order on March 13, 2015, pursuant to *Roseboro v. Garrison*, 528 F.2d 309 (4th Cir. 1975), advising him of the importance of such motions and of the need for him to file an adequate response. ECF No. 26. Plaintiff was specifically advised that if he failed to respond adequately, Defendants' motion may be granted, thereby ending this case. Notwithstanding the specific warning and instructions set forth in the court's *Roseboro* order, Plaintiff failed to respond to Defendants' Motion for Summary Judgment.

On April 22, 2015, the court ordered Plaintiff to advise whether he wished to continue with the case by May 22, 2015. ECF No. 31. Plaintiff has filed no response. As such, it appears to the court that he does not oppose the motion of Defendants and wishes to abandon this action. Based on the foregoing, the undersigned recommends this action be dismissed with prejudice for failure to prosecute. *See Davis v. Williams*, 588 F.2d 69, 70 (4th Cir. 1978); Fed. R. Civ. P. 41(b).

IT IS SO RECOMMENDED.



June 4, 2015
Florence, South Carolina

Kaymani D. West
United States Magistrate Judge

**The parties are directed to note the important information in the attached
“Notice of Right to File Objections to Report and Recommendation.”**